

Remarks

This Response is considered fully responsive to the Office Action mailed May 8, 2008. Claims 1-52 were pending in the application. The Examiner has withdrawn claims 22-52 from consideration. Claims 1-21 stand rejected. Claims 1-52 are now pending in the application. Reexamination and reconsideration are requested.

Restriction Requirement

Applicant notes that the Examiner has made the restriction requirement final. Applicant is concurrently facsimile filing a petition to reconsider the restriction requirement. Applicant is not conceding that the restriction requirement is proper.

Nonstatutory Double Patenting Rejection

Claims 1-21 stand provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-21 of copending Application No. 11/251,175.

Applicant notes the provisional double patenting rejection is the only remaining rejection in the application and is over a later-filed application that claims priority as a continuation-in-part application of the present application. Under MPEP § 804 (I)(B)(1), the Examiner should withdraw the provisional double patenting rejection and allow this application to issue. Accordingly, Applicant respectfully requests that the Examiner reconsider and withdraw the provisional double patenting rejection and allow the claims.

Conclusion

Claims 1-52 are currently pending in the application, of which the Examiner has withdrawn claims 22-52. Applicant has fully responded to each and every objection and rejection in the Office action dated May 8, 2008.

This Response is being filed within three months of the mailing date of the Office action. Applicant believes no fees or petitions are due with this filing. However, should any such fees or petitions be required, please consider this a request therefor and authorization to charge Deposit Account No. 50-3199 as necessary.

If the Examiner should require any additional information or believes any issues could be resolved via a telephone interview, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

June 24, 2008

/Thomas J. Osborne, Jr./

Date

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